

Moved by Andrus

Seconded by Lake

IN THE HOUSE OF REPRESENTATIVES
HOUSE AMENDMENT TO S.B. NO. 1303

AMENDMENT TO SECTION 2

On page 1 of the printed bill, in line 27, following "as" insert: "otherwise"; also in line 27, following "25-3503" insert: "or 25-3506"; in line 32, following "as" insert: "otherwise"; also in line 32, following "25-3503" insert: "or 25-3506"; in line 38, following "as" insert: "otherwise"; and also in line 38, following "25-3503" insert: "or 25-3506".

AMENDMENT TO THE BILL

On page 1, following line 23, insert:

"SECTION 2. That Section 25-3506, Idaho Code, be, and the same is hereby amended to read as follows:

25-3506. EXHIBITION OF COCKFIGHTS. (1) Every person who participates in a public or private display of combat between two (2) or more gamecocks in which the fighting, killing, maiming or injuring of gamecocks is a significant feature is guilty of a misdemeanor and shall, upon conviction, be punished in accordance with section 25-3520A, Idaho Code.

(2) Every person who knowingly advertises, promotes or organizes a public or private display of combat between two (2) or more gamecocks in which the fighting, killing, maiming or injuring of gamecocks is a significant feature and at which:

(a) Any controlled substance listed in section 37-2732C, Idaho Code, is present; and

(b) Any act of gambling, as defined in section 18-3801, Idaho Code, occurs;

is guilty of a felony and shall, upon conviction, be punished in accordance with the penalty provisions in section 25-3520A(3) (a), Idaho Code.

(3) Every person who knowingly advertises, promotes or organizes a public or private display of combat between two (2) or more gamecocks in which the fighting, killing, maiming or injuring of gamecocks is a significant feature and at which:

(a) Gaffs or other artificial or mechanical means are used to enhance pain, inflict injury or to cause death; or

(b) Any substance to enhance activity, aggressiveness or bodily energy has been administered to a gamecock;

is guilty of a misdemeanor for a first violation and shall, upon conviction, be punished in accordance with the penalty provisions of section 25-3520A(1), Idaho Code. Any person convicted of a second or subsequent violation of the provisions of this subsection is guilty of a felony and shall, upon conviction, be punished in accordance with the penalty provisions of section 25-3520A(3) (a), Idaho Code. Each prior conviction shall constitute

1 one (1) violation of the provisions of this subsection regardless of the
2 number of counts involved in the conviction.

3 (4) Nothing in this section prohibits any customary practice of breed-
4 ing or rearing game fowl, regardless of the subsequent uses of said game
5 fowl.";

6 and in line 24, delete "SECTION 2" and insert: "SECTION 3".

7 CORRECTION TO TITLE

8 On page 1, in line 3, following "MISDEMEANORS;" insert: "AMENDING SEC-
9 TION 25-3506, IDAHO CODE, TO PROVIDE FOR VIOLATIONS AND PENALTIES RELATING
10 TO CERTAIN DISPLAYS OF COMBAT BETWEEN GAMECOCKS;"; and also in line 3, fol-
11 lowing "SECTION 25-3520A, IDAHO CODE," insert: "TO REVISE PROVISIONS RELAT-
12 ING TO PENALTIES FOR VIOLATIONS,".